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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 5077-246/NP U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/540060
INTERNATIONAL APPLICATION NO. PCT/JP2004/009698	INTERNATIONAL FILING DATE 01 July 2004 (1.07.2004)	PRIORITY DATE CLAIMED 04 July 2003 (4.07.2003)
TITLE OF INVENTION LIVING EYE JUDGING METHOD AND LIVING EYE JUDGING DEVICE		
APPLICANT(S) FOR DO/EO/US KONDO, Kenji, et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: citing 8 refs (5 encl) W/ ISR and Written Opinion; copy of Pub Int'l App WO 2005/002441 A1; Return Postcard		

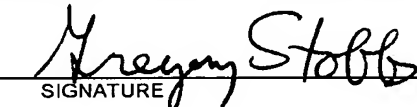
This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JC20 Rec'd PCT/PTO 22 JUN 2005

PTO-1390 (Rev. 02-2005)

Approved for use through 3/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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U.S. APPLICATION NO. 10/540060 INTERNATIONAL APPLICATION NO. PCT/JP2004/009698		ATTORNEY'S DOCKET NUMBER 5077-246/NP	
The following fees have been submitted		CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee..... \$300		\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)..... \$100 All other situations..... \$200		\$ 200.00	
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared and provided to the Office..... \$400 All other situations..... \$500		\$ 400.00	
TOTAL OF 21, 22 and 23 =		\$ 900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
47 - 100 =	-53 /50 =		x \$250
			\$ 0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).		\$ 0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	12 - 20 =	0	x \$ 50
			\$ 0.00
Independent claims	4 - 3 =	1	x \$ 200
			\$ 200.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$360	\$ 0.00
TOTAL OF ABOVE CALCULATIONS =		\$ 1,100.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.		0.00	
SUBTOTAL =		\$ 1,100.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		\$ 0.00	
TOTAL NATIONAL FEE =		\$ 1,100.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		\$ 40.00	
TOTAL FEES ENCLOSED =		\$ 1,140.00	
		Amount to be refunded:	\$
		Amount to be charged:	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1,140.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>08-0750</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.			
SEND ALL CORRESPONDENCE TO: Gregory A. Stobbs HARNESS, DICKEY & PIERCE, P.L.C. P. O. Box 828 Bloomfield Hills, MI 48303 United States of America			
		 SIGNATURE	
		Gregory A. Stobbs NAME	
		28,764 REGISTRATION NUMBER	
		<u>June 22, 2005</u>	

10/540060

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
JUN 22 2005

Express Mail No.: EV 716 205 006 US

Date of Deposit: June 22, 2005

Application No.: Not yet assigned – US National Phase of PCT/JP2004/009698

International
Filing Date: July 1, 2004

Applicant: Kenji KONDO, et al.

Title: LIVING EYE JUDGING METHOD AND LIVING EYE
JUDGING DEVICE

Attorney Docket: 5077-246/NP


Mail Stop PCT
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

EXPRESS MAIL TRANSMITTAL

The following papers are being deposited with the United States Postal Service Express Mail Post Office to Addressee on June 22, 2005 and addressed for receipt by the United States Patent and Trademark Office:

1. Express Mail Transmittal (Label No. EV 716 205 006 US);
2. Check in the amount of \$1,140.00;
3. Transmittal Letter to the DO/EO/US Concerning a Filing Under 35 USC 371 (2 pages, in duplicate);
4. Application Data Sheet (2 pages);
5. English Translation of International Application (33 pages);
6. English Translation of Formal Drawings (Figs. 1-22) (14 pages);
7. Signed Declaration and Power of Attorney (3 pages);
8. Assignment Recordation Cover Sheet and Assignment (3 pages);
9. Information Disclosure Statement w/ Form HDP-1449 citing 8 references (5 enclosed), International Search Report and Written Opinion of the International Searching Authority;
10. Copy of Published International Application WO 2005/002441 A1;
11. Return Receipt Postcard.

HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
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(248) 641-1600


Susan McGaw